

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Weiss et al.

Examiner: L.A. MAYES

Serial No.: 09/867,753

Group Art Unit: 1653

Filed: May 31, 2001

Title: HUMAN PEM AS A TARGET FOR BIRTH CONTROL AND TREATMENT OF ALZHEIMER'S DISEASE

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated June 25, 2003, Applicants hereby elect with traverse Group I (claims 1 and 14 drawn to nucleic acid and a host cell).

The Examiner is urged to withdraw the restriction requirement/election because the subject claims relate to PEM nucleic acids (and the encoded polypeptides thereof) and methods of using the nucleic acids. Further, a search and examination of the full scope of the claims would not impose a serious burden on the Examiner, and such a restriction/election made by the Examiner would result in Applicants filing numerous applications to obtain patent protection for the claimed invention.

**CERTIFICATE OF MAILING**

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Name: David P. Mayes

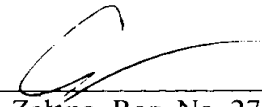
Signature: David P. Mayes

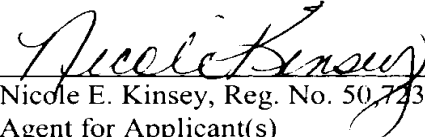
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SCH-1810

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

  
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**FILED: August 25, 2003**

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Name: Anthony J. Zelano

Signature: Nicole E. Kinsey